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ATTORNEYS AT LAW

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FEDERAL COMMUNICATIONS COMMISSION JAN 29 2 SEFPY TO STRETARY

(202) 686-3200

January 28, 1993

AUDIO SERVICES DIVISION OF COUNSEL ROBERT BENNETT LUBIC

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> Donna R. Searcy Secretary Federal Communications Commission 1919 M Street, N. W. Washington, D. C. 20554

> > ASF BROADCASTING CORP. BPH-911230MB, Channel 280A Westerville, Ohio

Dear Ms. Searcy:

On behalf of ASF Broadcasting Corn.. there are transmitted

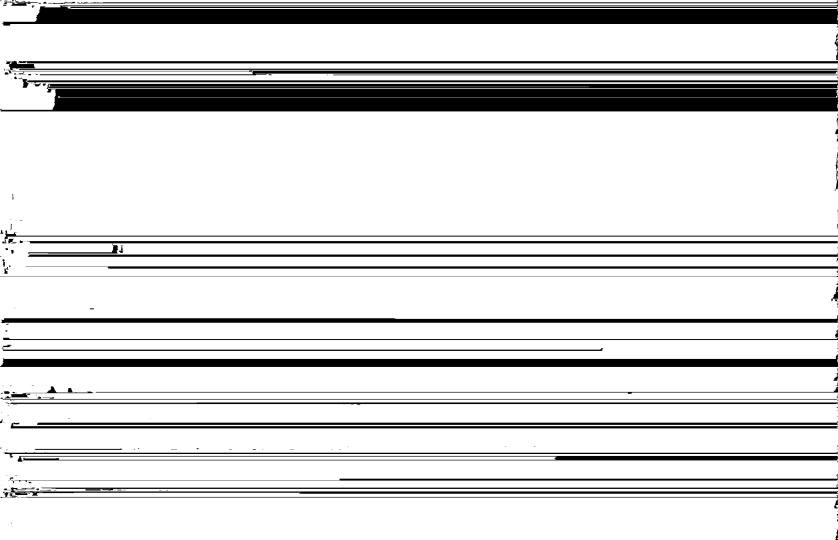
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Before the Federal Communications Commission FEDERAL COMMUNICATIONS COMMISSION Washington, D.C. 20554

In Re Application of: ASF BROADCASTING CORP. Commission's action in <u>John M. Salov</u>, FCC 92-565, released January 8, 1993, in which the Commission upheld the deletion of an allotment, ORA argues that the allotment in this instance need not be deleted because fully spaced sites are available. It is obvious that ORA cannot tell the difference between apples and oranges.

The allotment to Westerville is clearly fully spaced. Otherwise, all applications would necessarily be dismissed in accordance with the <u>Salov</u> holding. ASF, and others, in filing applications for this fully spaced allotment, specified a site which does not fully meet the requirements of Section 73.207 as



CERTIFICATE OF SERVICE

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